HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE

AND

HON'BLE SHRI JUSTICE G.V.SEETHAPATHY

WRIT PETITION No.24137 OF 2006

Between:

Anand Mini Theatre

. . .Petitioner

AND

Government of Andhra Pradesh and another

. . .Respondents

:: ORDER ::

Counsel for the Petitioner : Shri M.S.Prasad

Counsel for the Respondents : Shri A.Satya Prasad

8th December, 2006

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PER G.S.SINGHVI, CJ

In this petition, the petitioner has prayed for quashing order dated 10-11-2006, vide which Joint Collector and Licensing Authority, Krishna, Machilipatnam (respondent No.2) declined to renew the licence of the petitioner under the Andhra Pradesh Cinema (Regulation) Act, 1955 read with Andhra Pradesh Cinema (Regulation) Rules, 1970.

At the hearing, Shri M.S.Prasad, learned counsel for the petitioner very fairly stated that his client has already preferred appeal against the order impugned in the writ petition. He submitted that the writ petition was filed because at the relevant time, the appellate authority was non-functional.

Shri A.Satya Prasad, learned Special Government Pleader says that the appellate authority is now functional.

In view of the above, we do not consider it proper to entertain the petitioner's challenge to the order impugned in the writ petition and dispose of the same with the direction that the appeal preferred by the petitioner shall be heard and disposed of within a period of two weeks from today. Liberty is also given to the petitioner to make a request to the appellate authority for grant of interim relief. It is expected that the appellate authority will, if considered appropriate, entertain the petitioner's prayer for interim relief.

As a sequel to disposal of the main petition, WPMP.No.30819 of 2006 filed by the petitioner for interim relief is disposed of as infructuous.

G.S.SINGHVI, CJ

G.V.SEETHAPATHY, J

Date: 08.12.2006

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